

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SUSTAINABLE FIBER TECHNOLOGIES  
LLC, a Nevada limited liability company,

Plaintiff,

v.

DARBY KREITZ, an individual,  
ALLNORTH CONSULTANTS LTD., a  
Canadian limited company; ALLNORTH  
AMERICAS INC., a Nevada corporation;  
RED LEAF FIBRE LTD., a Canadian limited  
company; and RED LEAF PULP, LTD., a  
Canadian limited company,

Defendants.

Case No.: 2:22-cv-00822-MJP

**STIPULATED MOTION TO CONTINUE  
INITIAL SCHEDULING DATES;  
ORDER**

**NOTE ON MOTION CALENDAR:  
Thursday, November 10, 2022**

Plaintiff Sustainable Fiber Technologies LLC (“Plaintiff”) and Defendants Darby Kreitz, Allnorth Consultants Ltd., Allnorth Americas Inc., Red Leaf Fibre Ltd., and Red Leaf Pulp, Ltd. (collectively, “Defendants”) (Plaintiff and Defendants, collectively, the “Parties”), by and through their counsel of record, respectfully jointly move for an order continuing the initial scheduling dates set by the Court in this action.

The Parties are actively involved in settlement discussions, and the mediator remains involved in these negotiations. The Parties have made meaningful progress in approaching a resolution and the Parties believe that there is a significant likelihood that a settlement will be

1 reached. However, the current deadlines for the Parties to provide initial disclosures pursuant to  
 2 Federal Rule of Civil Procedure 26(a)(1), and to provide a Joint States Report and Discovery Plan  
 3 pursuant to Federal Rule of Civil Procedure 26(f) and Local Civil Rule 26(f), will require the  
 4 Parties to incur attorneys' fees that would be an impediment to the Parties' efforts to resolve this  
 5 matter at this time.

6 **STIPULATED MOTION TO CONTINUE INITIAL SCHEDULING DATES**

7 On June 12, 2022, Plaintiff filed its Complaint against Defendant in this action. Dkt. 1. On  
 8 July 19, 2022, the Court issued its first Order Regarding Initial Disclosures, Joint State Report,  
 9 and Early Settlement. Dkt. 8. Defendants waived service, and the Parties then requested an  
 10 extension of the initial scheduling dates, which the Court granted on August 3, 2022, to allow the  
 11 Parties to engage in mediation. Dkt. 11.

12 On September 22, 2022, the Parties attended mediation with Louis D. Peterson acting as  
 13 mediator. While the case did not resolve on the day of mediation, the Parties and the mediator have  
 14 continued to engage in active negotiations in an attempt to reach a resolution. Mr. Peterson  
 15 remains actively involved, and the Parties have made progress towards a resolution and believe  
 16 there is a significant likelihood the parties will reach a settlement in the coming days or weeks.

17 However, the initial scheduling dates set by the Court in this action are impending. Dkt.  
 18 11. The parties believe that incurring the attorneys' fees required to comply with these deadlines  
 19 likely will impede the Parties ability to reach an acceptable settlement. Counsel for all Parties  
 20 contacted the Courtroom Deputy, Grant Cogswell, by telephone on October 13, 2022 to request an  
 21 extension of these initial scheduling dates. Mr. Cogswell responded by email and instructed the  
 22 parties to file a joint motion.

23 Accordingly, the Parties hereby stipulate and respectfully move the Court to extend the  
 24 current deadlines for the Parties to provide initial disclosures pursuant to Federal Rule of Civil  
 25 Procedure 26(a)(1), and to provide a Joint States Report and Discovery Plan pursuant to Federal  
 26 Rule of Civil Procedure 26(f) and Local Civil Rule 26(f), as follows:

1. That the deadline for Initial Disclosures Pursuant to FRCP 26(a)(1), currently set for November 14, 2022, be continued to **January 13, 2023**; and
2. That the deadline for to provide a Joint States Report and Discovery Plan pursuant to FRCP 26(f) and Local Civil Rule 26(f), currently set for November 21, 2022, be continued to **January 20, 2023**.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD, on this 10th day of November, 2022.

**BUCHALTER, APC**

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**ORDER**

**PURSUANT TO THE STIPULATION, IT IS SO ORDERED THAT** the current deadlines for the Parties to provide initial disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1), and to provide a Joint States Report and Discovery Plan pursuant to Federal Rule of Civil Procedure 26(f) and Local Civil Rule 26(f), are continued as follows:

1. The deadline for Initial Disclosures Pursuant to FRCP 26(a)(1), currently set for November 14, 2022, is continued to **January 13, 2023**;
2. The deadline for to provide a Joint States Report and Discovery Plan pursuant to FRCP 26(f) and Local Civil Rule 26(f), currently set for November 21, 2022, is continued to **January 20, 2023**; and
3. There will be no further extensions of these deadlines absent unforeseen and exigent circumstances.

Dated this 14th day of November, 2022



**THE HONORABLE MARSHA J. PECHMAN**  
UNITED STATES DISTRICT JUDGE

**Presented by:**

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STIPULATED MOTION TO CONTINUE  
INITIAL SCHEDULING DATES - 4

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